

IN THE UNITED STATES DISTRICT COURT PM 4 18
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION

BALLY MANUFACTURING CORPORATION,

Plaintiff,

v.

D. GOTTLIEB & CO.,
WILLIAMS ELECTRONICS, INC. and
ROCKWELL INTERNATIONAL CORPORATION,

Defendants.

CIVIL ACTION

NO. 78 C 2246

ALEX. U.S. DISTRICT COURT

DOCKETED
AUG 27 1981

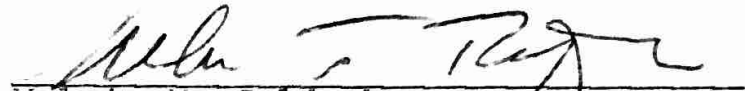
NOTICE OF DEPOSITION

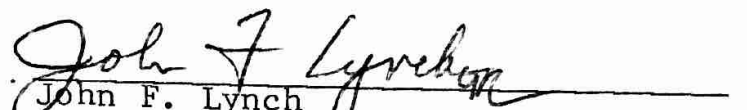
TO: Donald L. Welsh
A. Sidney Katz
Fitch, Even, Tabin, Flannery & Welsh
135 S. LaSalle Street
Chicago, Illinois 60603

* PLEASE TAKE NOTICE that at 9:30 a.m. on the 3rd day of September, 1981, at the offices of Schloemer, Schlaefer, Alderson, Hickman, Seefeldt & Spella, P.C., 6th & Hickory, West Bend, Wisconsin 53095, or such other place agreed to by counsel for the parties, the defendants in the above captioned action will take the deposition of Mr. Paul S. Smith, whose post office address is 7184 N. River Road, West Bend, Wisconsin, upon oral examination pursuant to the Federal Rules of Civil Procedure before a Notary Public or other officer authorized by law to administer oaths. The oral examination

will continue from day to day or until completed or until adjourned by defendants. The witness will be asked to produce the items set forth in the Attachment hereto.

You are invited to attend and cross-examine.


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Rockwell International Corporation

ATTACHMENT TO SUBPOENA OF PAUL S. SMITH

You are requested to produce for inspection and copying in connection with your deposition all documents and things in your possession, custody or control relating to the subject matter of the Affidavit which you executed May 30, 1981, including without limitation:

1. Documents and things relating to your employment by Milwaukee Coin Industries (MCI) or Dave Nutting Associates (DNA) during the period 1973 and 1974 which refer or relate to the projects you worked on or the people you worked with.

2. Documents relating to discussions with Jeffrey Fredricksen or David Nutting regarding use of a microprocessor in various game applications including pinball machines and the Super IQ computer.

3. Documents relating to discussions with Mr. Fredricksen or David Nutting regarding matrix-multiplexing of lamps, switches and displays.

4. Documents relating to the drawing and events referred to in paragraphs 17 and 20-22 of your May 30, 1981, Declaration.

5. Documents relating to your meeting with Intel personnel referred to in paragraph 23 of your Declaration.

6. Correspondence to or from Bally or its attorneys relating to any of the foregoing matters and specifically including, without limitation, correspondence, notes, tapes, etc., relating to the preparation of the Affidavit and Declaration.